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104TH CONGRESS
1ST SESSION

H. R. 1073

To amend title XVIII of the Social Security Act to provide for coverage of diabetes outpatient self-management training services under part B of the medicare program.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 28, 1995

Ms. FURSE (for herself, Mr. GEJDENSON, Mr. NETHERCUTT, and Mr. LIPINSKI) introduced the following bill; which was referred to the Committee on Commerce and, in addition, to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title XVIII of the Social Security Act to provide for coverage of diabetes outpatient self-management training services under part B of the medicare program.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. MEDICARE COVERAGE OF DIABETES OUT-**
4 **PATIENT SELF-MANAGEMENT TRAINING**
5 **SERVICES.**

6 (a) IN GENERAL.—Section 1861(s)(2) of the Social
7 Security Act (42 U.S.C. 1395x(s)(2)), as amended by sec-

1 tion 147(f)(6)(B) of the Social Security Act Amendments
2 of 1994, is amended—

3 (1) by striking “and” at the end of subparagraph
4 (N);

5 (2) by striking “and” at the end of subparagraph
6 (O); and

7 (3) by inserting after subparagraph (O) the following new subparagraph:

9 “(P) diabetes outpatient self-management training
10 services (as defined in subsection (oo)); and”.

11 (b) DEFINITION.—Section 1861 of such Act (42
12 U.S.C. 1395x) is amended by adding at the end the following new subsection:

14 “DIABETES OUTPATIENT SELF-MANAGEMENT TRAINING
15 SERVICES

16 “(oo)(1) The term ‘diabetes outpatient self-management training services’ means educational and training services furnished to an individual with diabetes by or under arrangements with a certified provider (as described in paragraph (2)(A)) in an outpatient setting by an individual or entity who meets the quality standards described in paragraph (2)(B), but only if the physician who is managing the individual’s diabetic condition certifies that such services are needed under a comprehensive plan of care related to the individual’s diabetic condition to provide the individual with necessary skills and knowledge (including

1 skills related to the self-administration of injectable drugs)
2 to participate in the management of the individual's condi-
3 tion.

4 "(2) In paragraph (1)—

5 "(A) a 'certified provider' is an individual or
6 entity that, in addition to providing diabetes out-
7 patient self-management training services, provides
8 other items or services for which payment may be
9 made under this title; and

10 "(B) an individual or entity meets the quality
11 standards described in this paragraph if the individ-
12 ual or entity meets quality standards established by
13 the Secretary, except that the individual or entity
14 shall be deemed to have met such standards if the
15 individual or entity meets applicable standards origi-
16 nally established by the National Diabetes Advisory
17 Board and subsequently revised by organizations
18 who participated in the establishment of standards
19 by such Board, or is recognized by the American Di-
20 abetes Association as meeting standards for furnish-
21 ing the services.”.

22 (c) CONSULTATION WITH ORGANIZATIONS IN ESTAB-
23 LISHING PAYMENT AMOUNTS FOR SERVICES PROVIDED
24 BY PHYSICIANS.—In establishing payment amounts under
25 section 1848(a) of the Social Security Act for physicians'



1 services consisting of diabetes outpatient self-management
2 training services, the Secretary of Health and Human
3 Services shall consult with appropriate organizations, in-
4 cluding the American Diabetes Association, in determining
5 the relative value for such services under section
6 1848(c)(2) of such Act.

7 (d) EFFECTIVE DATE.—The amendments made by
8 this section shall apply to services furnished on or after
9 January 1, 1996.

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